



Please type a plus sign (+) inside this box → ☐

PTO/SB/21 (08-00)  
Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	<b>Application Number</b>	10/653,671
	<b>Filing Date</b>	September 3, 2003
	<b>First Named Inventor</b>	Lee A. Shaw
	<b>Group Art Unit</b>	1732
	<b>Examiner Name</b>	unknown
<b>Total Number of Pages in This Submission</b>		<b>Attorney Docket Number</b> LITHO-009C

<b>ENCLOSURES (check all that apply)</b>		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Certificate of Mailing
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	Return Receipt Postcard
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	PTO/SB/08A
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	<b>Remarks</b>	PTO/SB/08B
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		Prior Art References

<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>	
<b>Firm or Individual name</b>	Kit M. Stetina STETINA BRUNDA GARRED & BRUCKER
<b>Signature</b>	
<b>Date</b>	1/16/04

<b>CERTIFICATE OF MAILING</b>			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 1-16-2004			
<b>Typed or printed name</b>	Sarah E. Gundert		
<b>Signature</b>		<b>Date</b>	1-16-2004

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



ATTORNEY DOCKET NO: LITHO-009C  
TITLE: METHOD OF FORMING SURFACE SEEDED PARTICULATE

**Certificate of Mailing under 37 CFR 1.8 or 37 CFR 1.10**

☒ I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Mail Stop DD  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on January 16, 2004

Sarah E. Gundert  
(Signature)

Sarah E. Gundert  
(Typed name of person signing certificate)

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

1. Certificate of Mailing;
2. Return Receipt Postcard;
3. Transmittal;
4. Information Disclosure Statement (2 pages);
5. PTO/SB/08A (in duplicate, 6 pages);
6. PTO/SB/08B (in duplicate, 4 pages); and
7. Prior Art References (73 pages).

Case: LITHO-009C



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: LITHOCRETE )  
Serial No.: 10/653,671 ) Art Unit: 1732  
Filing Date: SEPTEMBER 2, 2003 ) Examiner: UNKNOWN  
For: METHOD OF FORMING )  
SURFACE SEEDED )  
PARTICULATE )  
\_\_\_\_\_ )

**INFORMATION DISCLOSURE STATEMENT  
PURSUANT TO 37 C.F.R. SECTION 1.97**

Mail Stop DD  
Assistant Commissioner for Patents  
Post Office Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir/Madam:

Pursuant to 37 C.F.R. § 1.97, the following Information Disclosure Statement is submitted as listed on forms PTO/SB/08A and PTO/SB/08B enclosed herewith in duplicate. Copies of all disclosure documents are attached hereto for the Examiner's review.

No representation is made that the references disclosed herein legally constitute prior art, or that more relevant references are not available. The disclosure documents enclosed herewith and listed on the attached forms (PTO/SB/08A and PTO/SB/08B) are printed in the English language and/or accompanied by an Abstract published in the English language.

The references listed herein, when taken alone or in combination are not believed to disclose nor make obvious the invention as claimed in the subject application.

As this Information Disclosure Statement is being submitted before the stipulated three

months from the filing date of the application and/or before the mailing of a first Office Action,  
it is believed that no fee is required.

If a fee is required, please charge Account Number 19-4330.

Respectfully submitted,

Dated: \_\_\_\_\_

*1/14/04*

By: \_\_\_\_\_

*[Signature]*

Customer No. 007663

Attorney: Kit M. Stetina

Registration No.: 29,445

STETINA BRUNDA GARRED & BRUCKER

75 Enterprise, Suite 250

Aliso Viejo, CA 92656

(949) 855-1246



Substitute for form 1449A/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)		Application Number	10/653,671
		Filing Date	September 2, 2003
		First Named Inventor	Lee A. Shaw
		Art Unit	1732
		Examiner Name	unknown
		Attorney Docket Number	LITHO-009C
Sheet	1	of	5

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		US- 348,443	08-31-1886	J.C. Anderson	
		US- 745,068	11-24-1903	A. Menczarski	
		US- 821,277	05-22-1906	C.H. Bellars	
		US- 828,031	08-07-1906	E.G Kemper	
		US- 830,747	09-11-1906	D.C. Stauffer	
		US- 836,369	11-20-1906	A.I. Dexter	
		US- 958,194	05-17-1910	A.O. Thomas	
		US- 967,836	08-16-1910	J. Rodman	
		US- 969,435	09-06-1910	N.F. Adamson	
		US- 1,397,678	11-22-1921	B. De Paoli	
		US- 1,534,353	04-21-1925	H. Besser	
		US- 1,728,936	09-24-1929	N.C. Johnson	
		US- 2,021,210	11-19-1935	L.T. Thorn	
		US- 2,101,540	12-07-1937	K. Gullich	
		US- 2,200,433	05-14-1949	N.H. Ripley	
		US- 2,275,272	03-03-1942	E.W. Scripture	
		US- 2,277,203	03-24-1942	L.G. Boulton	
		US- 2,296,453	09-22-1942	G.J. Saffert	
		US- 2,493,826	01-10-1950	F.L. Oelfke	
		US- 2,746,365	05-22-1956	J.A. Darnielle	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



PTO/SB/08A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (use as many sheets as necessary)			<b>C mplete if Known</b>	
			Application Number	10/653,671
			Filing Date	September 2, 2003
			First Named Inventor	Lee A. Shaw
			Art Unit	1732
			Examiner Name	unknown
			Attorney Docket Number	LITHO-009C
Sheet	2	of	5	

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		US-3,161,442	12-15-1964	Reed	
		US-3,334,555	08-08-1967	H.S. Nagin et al.	
		US-3,874,140	04-01-1975	D. Seehusen	
		US-4,070,849	01-31-1978	P. DiGiacomo	
		US-4,115,976	09-26-1978	W. Rohrer	
		US-4,146,599	03-27-1979	J. Lanzetta	
		US-4,281,496	08-04-1981	J. Danielsson	
		US-4,443,496	04-17-1984	M. Obitsu et al.	
		US-4,496,504	01-29-1985	T. Steenson et al.	
		US-4,662,972	05-05-1987	T. Thompson	
		US-4,714,507	12-22-1987	Y. Ohgushi	
		US-4,748,788	06-07-1988	R. Shaw et al.	
		US-5,024,356	06-18-1991	Gerling et al.	
		US-5,114,475	05-19-1992	W. Siegmund et al.	
		US-5,226,279	07-13-1993	O. Rendon-Herrero	
		US-5,246,650	09-21-1993	R. Clark	
		US-5,441,677	08-15-1995	D. Phillips, Sr.	
		US-5,494,729	02-27-1996	J. Henry	
		US-5,645,664	07-08-1997	W. Clyne	
		US-5,794,401	08-18-1998	L. Shaw et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.





Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	10/653,671
				Filing Date	September 2, 2003
				First Named Inventor	Lee A. Shaw
				Art Unit	1732
				Examiner Name	unknown
				Attorney Docket Number	LITHO-009C
Sheet	3	of	5		

[illegible][illegible]

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

**Burden Hour Statement:** This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.**



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

PTO/SB/08B (10-01)  
Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE



<b>Substitute for form 1449B/PTO</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)  Sheet <u>4</u> of <u>5</u>		<b>Complete if Known</b>	
		Application Number	10/653.671
		Filing Date	September 2, 2003
		First Named Inventor	Lee A. Shaw
		Group Art Unit	1732
		Examiner Name	unknown
		Attorney Docket Number	LITHO-009C

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		5 page article from Concrete Products; April 1988 regarding Internal Color in Concrete	
		9 page article form Concrete Information regarding Finishing Concrete Slabs, Exposed Aggregate, Patterns	
		32 page article from Portland Cement Association regarding Color & texture in Architectural Concrete	
		36 page article from Journal of the American Concrete Institute; October 1947; Vol. 19; No. 2; regarding Cement-Aggregate Reaction in Concrete	
		2 page product information sheet from Sinak Corporation regarding Sinak Sealers HLQ-625, HLA-124 and HLQ-250	
		6 page document from Information Access Co.; 1984 regarding Specialty Concretes	
		4 page brochure from Ardex, Inc.; "Self-Leveling Toppings and Underlayments"	
		4 page advertising brochure from Schwing America, Inc.; "Truck or Trailer Mounted Concrete Pump"	
		4 page advertising from Mayco Pump Corp.; "ST-60 The ST Series of Mid Range Concrete Pumps"	
		1 page flyer from Quick Mix	
		1 page advertisements from Concrete Construction; August 1993; "The Cemen-Tech Advantage"	

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.





